

## CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

## I. (a) PLAINTIFFS

(b) County of Residence of First Listed Plaintiff \_\_\_\_\_  
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

## DEFENDANTS

County of Residence of First Listed Defendant \_\_\_\_\_  
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

## II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff ☐ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- |   | PTF                        | DEF                        |   | PTF                        | DEF                        |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State                   | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State     | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation  | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

## IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<b>PERSONAL INJURY</b> <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <input type="checkbox"/> 880 Defend Trade Secrets Act of 2016 <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692) <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	<b>PRISONER PETITIONS</b> <b>Habeas Corpus:</b> <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <b>Other:</b> <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

## V. ORIGIN (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

## VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

Brief description of cause:

## VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☐ No

## VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

## FOR OFFICE USE ONLY

RECEIPT # AMOUNT APPLYING IFP JUDGE MAG. JUDGE

**IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF NEW JERSEY**

MEGHAN M. HOLLOWAY

V.

NASSAU PROVISIONS; NASSAU PROVISIONS KOSHER FOODS, INC.; RICHARD ROE 1-10 (fictitious names); GEICO INDEMNITY COMPANY; JOHN DOE 1-10 (fictitious names); JANE ROE 1-10 (fictitious names); ABC COMPANY, INC 1-10 (fictitious names); JOHN DOE 11-20 (fictitious names); JANE ROE 11-20 (fictitious names); JOHN DOE 21-30 (fictitious names); JANE ROE (fictitious names).

CIVIL ACTION

CASE NO.: \_\_\_\_\_

## JURY TRIAL DEMANDED

## **DEFENDANT'S NOTICE OF REMOVAL**

DEFENDANTS, Nassau Provisional Kosher Foods and Nassau Provisional, by and through their attorney, Matthew Moroney, Esq., of the Law Offices of Goldberg, Miller & Rubin, P.C., respectfully alleges as follows:

1. This action was initiated by the filing of a Complaint on September 29, 2020 in the Superior Court of New Jersey Essex County. *A copy of the Complaint is attached hereto as Exhibit A.*

2. On October 14, 2020, Plaintiff served Defendants, Nassau Provisional Kosher Foods and Nassau Provisional. *A copy of the Affidavit of Service is attached hereto as Exhibit B.*

3. The instant removal is timely as it is filed within thirty (30) days of Defendant's receipt of the Complaint. 28 U.S.C. § 1446(b)(1).

4. Defendants, Nassau Provisional Kosher Foods and Nassau Provisional, are located at 200 Albany Avenue, Freeport, New York 11520.

5. Defendant, GEICO Indemnity Company is incorporated in Maryland with a principal place of business located at 1 GEICO Boulevard, Fredericksburg, Virginia 22412.

6. Plaintiff, Meghan M. Holloway, resides at 178 Central Avenue, Apartment E, Englewood, New Jersey and is a citizen of New Jersey.

7. There is complete diversity of citizenship for the purposes of removal pursuant to 28 U.S.C. § 1332.

8. Additionally, in this suit, Plaintiff alleges that she is entitled to payment under a motor vehicle insurance policy issued by State Farm Mutual Insurance Company with policy limits in the amount of \$100,000,000; The amount exceeds the jurisdictional requirement of removal.

9. Defendants, Nassau Provisional Kosher Foods and Nassau Provisional has not answered, moved or otherwise responded to the Complaint. No other proceedings have occurred heretofore in this action.

10. No previous application for relief requested herein had heretofore been made.

WHEREFORE, Defendants, Nassau Provisional Kosher Foods and Nassau Provisional, respectfully requests that this action be removed to the Court.

***GOLDBERG, MILLER & RUBIN, P.C.***

Date: November 3, 2020

By: Matthew Moroney  
MATTHEW MORONEY, ESQUIRE  
NJ Attorney ID No.: 017042002  
155 Passaic Avenue  
Suite 410  
Fairfield, NJ 07004  
(973) 842-7720  
*Attorney for Defendants, Nassau  
Provisional Kosher Foods and Nassau  
Provisional*

**IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF NEW JERSEY**

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NASSAU PROVISIONS; NASSAU PROVISIONS KOSHER FOODS, INC.; RICHARD ROE 1-10 (fictitious names); GEICO INDEMNITY COMPANY; JOHN DOE 1-10 (fictitious names); JANE ROE 1-10 (fictitious names); ABC COMPANY, INC 1-10 (fictitious names); JOHN DOE 11-20 (fictitious names); JANE ROE 11-20 (fictitious names); JOHN DOE 21-30 (fictitious names); JANE ROE (fictitious names).

CIVIL ACTION

CASE NO.: \_\_\_\_\_

## JURY TRIAL DEMANDED

## CERTIFICATION OF SERVICE

I, Matthew Moroney, Esquire, hereby certifies that, on the below date, Defendants, Nassau Provisional Kosher Foods and Nassau Provisional's Notice of Removal was filed with the Court and will be available for viewing and downloading from the ECF system. I also certify that a true and correct copy was served via electronic and regular mail on the same date on the following:

David T. Ercolano, Esq.  
Fusco and Macaluso  
150 Passaic Avenue  
PO Box 838  
Passaic, NJ 07055  
*Attorney for Plaintiff, Meghan M. Holloway*

Joseph Pasquale, Esq.  
Law Offices of Leslie A. DeTorres  
300 Executive Drive  
West Orange, NJ 07052  
*Attorney for Defendant, GEICO Indemnity  
Company*

***GOLDBERG, MILLER & RUBIN, P.C.***

Date: November 3, 2020

By: Matthew Moroney  
MATTHEW MORONEY, ESQUIRE  
NJ Attorney ID No.: 017042002  
155 Passaic Avenue  
Suite 410  
Fairfield, NJ 07004  
(973) 842-7720  
*Attorney for Defendants, Nassau  
Provisional Kosher Foods and Nassau  
Provisional*